

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: June 15, 2011
POSITION: Oppose

BILL NUMBER: SB 432
AUTHOR: K. De Leon

BILL SUMMARY: Workplace Safety: Lodging Establishments: Housekeeping

This bill would require the Occupational Safety and Health Standards Board (Board) to adopt standards for housekeeping in lodging establishments, such as hotels, by September 1, 2012.

FISCAL SUMMARY

At the time of the analysis, the Department of Industrial Relations (DIR) had not provided a fiscal estimate of this bill. However, based on the bill's provisions and a fiscal estimate for a similar bill concerning heat related illness standards, this bill would likely result in costs between \$500,000 and \$700,000 from the Occupational Safety and Health Fund (OSHF) to develop, enforce, and respond to appeals regarding health standards for housekeeping. Annual fund assessments would be adjusted to cover the cost of this increased expenditure.

To the extent that the current year costs cannot be absorbed within the Department's existing resources, an appropriation would be necessary to fund these costs. Absent an appropriation, the Department may have to delay implementation beyond the September 1, 2012 date required by this measure. Any request for additional expenditure authority is subject to review and approval through the annual budget process.

SUMMARY OF CHANGES

Amendments to this bill since our analysis of the Original version include the following significant amendment which does not change our position:

The bill now specifies that the Division of Occupational Safety and Health shall enforce this section in the ordinary course of its duties.

COMMENTS

The Department of Finance is opposed to this bill because it would result in additional costs that are not included in the Administration's current fiscal plan. In addition, it is unclear that the bill is needed to provide specific guidelines for housekeeping as broad workplace health and safety standards include broad standards to address injuries due to lifting and use of appropriate tools to complete duties.

Existing law establishes the Board to hear appeals from employers regarding citations issued by the Division of Occupational Safety and Health for alleged violations of workplace safety and health laws and regulations. The Board also adopts occupational safety and health standards primarily focused on preventing worker injury, illness, and fatalities.

This bill would require the Board to adopt standards by September 1, 2012 for housekeeping in lodging establishments applicable to all hotels, motels, and other similar transient lodging establishments in

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Analyst/Principal (0240) J. Sturges	Date	Assistant Program Budget Manager	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

BILL ANALYSIS	Form DF-43 (Rev 03/95 Buff)
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AUTHOR

AMENDMENT DATE

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June 15, 2011

SB 432

COMMENTS (contined)

California. This bill specifies only two requirements for the required standards:

- The use of a fitted sheet instead of a flat sheet on all beds.
- The use of long-handled tools such as mops or similar devices to ensure that housekeepers do not have to clean in a stooped, kneeling, or squatting position when cleaning.

While this bill specifies that the enforcement of this section shall occur within the ordinary course of the Division's duties, the requirement to develop, enforce, and respond to appeals regarding health standards for housekeeping will result in increased workload and resulting costs.

		SO	(Fiscal Impact by Fiscal Year)						
Code/Department	LA	(Dollars in Thousands)							
Agency or Revenue	CO	PROP							Fund
Type	RV	98	FC	2011-2012	FC	2012-2013	FC	2013-2014	Code
7350/DIR	SO	No	C	\$250 - 350	C	\$500 - 700		--	3121
<u>Fund Code</u>	<u>Title</u>								
3121	Occupational Safety and Health Fund								